

REMARKS/ARGUMENTS

After the foregoing amendment, claims 8-17 and 22-23 are currently pending in this application. Claims 1-7 and 18-21 have been canceled without prejudice. Claims 8, 9, 13, 14, 16, and 22-23 have been amended.

Claim Rejections - 35 U.S.C. §102

Claims 1-23 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 7,149,524 to Reynolds et al. (hereinafter "Reynolds").

The presently amended independent claims are directed towards a wireless transmit/receive unit (WTRU), as in claim 8, and a method, as in claim 22, wherein quality of service (QoS) definitions are translated between multiple types of wireless communication systems.

In contrast, Reynolds merely discloses a method for controlling handover in a mobile communications network. The method comprises receiving a trigger indicating a requirement for handover, testing at least one possible handover meeting the requirement against a network policy, and controlling the handover in accordance with the requirement and the network policy. (*See Reynolds, column 1, lines 51-60, Figure 2, and column 4, lines 49-64.*) Handover triggers are classified as user requests and system requests. User requests can result from the modification of user requirements such as changes in security requirements, or

changes in quality of service requirements as a result of a new application being used during a communication session (*column 3, lines 55-64*). Reynolds discloses the use of a handover manager that, upon receipt of a handover trigger, obtains and compares information relevant to the requested handover from a variety of sources including network policy data. Next, the handover manager identifies the best of all potential handovers taking into account the information obtained such as user preferences and network policy. Further, the handover manager instructs the execution of the best available handover, if any (*column 4, lines 36-47*).

Therefore, Reynolds discloses a method to determine the best, if any, handover, and QoS may be one factor in determining which handover should be executed. However, Reynolds fails to teach or suggest *translation of QoS requirements* between multiple types of wireless communication systems as recited in amended claim 8, nor *translation of QoS specifications* between multiple types of wireless communications systems as recited in amended claim 22.

The Manual for Patenting Examining Procedures §706.02(a) states:

"... for anticipation under 35 U.S.C. 102, the reference must teach each and every aspect of the claimed invention either explicitly or impliedly." (see also MPEP §2131)

Since Reynolds does not teach or suggest each and every element of independent claims 8 and 22, the Applicants submit that Reynolds is not a proper 35 U.S.C. §102 reference.

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Accordingly, the Applicants submit that independent claims 8 and 22 are patentable over the cited references.

In view of the foregoing amendment, rejection of claims 1-7 and 18-21 is now moot. Claims 9-17 and 23 are dependent upon claims 8 and 22, which the Applicants believe are allowable over the cited prior art of record for the same reasons provided above.

Based on the arguments presented above, withdrawal of the 35 U.S.C. §102(e) rejection of claims 1-23 is respectfully requested.

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Conclusion

If the Examiner believes that any additional minor formal matters need to be addressed in order to place this application in condition for allowance, or that a telephone interview will help to materially advance the prosecution of this application, the Examiner is invited to contact the undersigned by telephone at the Examiner's convenience.

In view of the foregoing amendment and remarks, Applicants respectfully submit that the present application is in condition for allowance and a notice to that effect is respectfully requested.

Respectfully submitted,

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